IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3527 OF 2006
IN
INCOME TAX APPEAL LODG NO.2042 OF 2006

The Commissioner of Income Tax-12. .. Petitioner.
Vs.

M/s. Swadeshi Enterprises(Hubli). ..Respondent.

Mr.A.S.Rao for the Petitioner.

Mr.A.K.Jasani for the Respondent.

CORAM : F.I. REBELLO &
R.S. MOHITE, JJ.
DATED : 3RD DECEMBER,2007.

PC :

1. There is a delay of 270 days. The order of ITAT was received on 12.9.2005. The approval was granted on 5.1.2006. The file was sent for drafting the appeal on 16.1.2006 and the draft was received on 31.8.2006. There is no explanation for the delay between 16.1.2006 and 31.8.2006. In our opinion, the cause shown would not amount to sufficient cause. Hence, motion is dismissed.

(F.I. REBELLO, J.)

(R.S. MOHITE, J.)

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INCOME TAX APPEAL LODG NO.2042 OF 2006

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M/s. Swadeshi Enterprises(Hubli). ..Respondent.

Mr.A.S.Rao for the Appellant.

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DATED : 3RD DECEMBER,2007.

PC :

1. As the motion is dismissed, appeal is also dismissed. Refund of court fee as per rules. Certified copy expedited.

(F.I. REBELLO, J.)

(R.S. MOHITE, J.)